
MAINE SUPREME JUDICIAL COURT

SITTING AS THE LAW COURT

LAW COURT DOCKET NUMBER: ARO-19-110

State of Maine v. P.S.

On Appeal from the District Court

APPENDIX

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STATE OF MAINE

DISTRICT COURT

vs

P.S.

Docket No Case 1

DOCKET RECORD

DOB: 2004

Attorney: JOHN TEBBETTS

State's Attorney: JAMES MITCHELL

P APPOINTED 07/16/2018

Filing Document: PETITION

Major Case Type: MISDEMEANOR (CLASS D,E)

Filing Date: 05/18/2018

Charge(s)

1 CRIMINAL TRESPASS 04/23/2018
Seq 691 17-A 402(1) (B) Class E

Docket Events:

05/18/2018 FILING DOCUMENT - PETITION FILED ON 05/18/2018

05/18/2018 Charge(s): 1
HEARING - INITIAL APPEARANCE SCHEDULED FOR 06/04/2018 at 01:00 p.m.

NOTICE TO PARTIES/COUNSEL

06/04/2018 Charge(s): 1
HEARING - INITIAL APPEARANCE HELD ON 06/04/2018
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL

06/04/2018 Charge(s): 1
PLEA - ADMIT ENTERED BY JUVENILE ON 06/04/2018

06/04/2018 Charge(s): 1
FINDING - OFFENSE COMMITTED ENTERED BY COURT ON 06/04/2018
DAVID J SOUCY , JUDGE

06/04/2018 Charge(s): 1
RULING - ORIGINAL ORDERED ON 06/04/2018
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL

It has been adjudged that the juvenile committed the juvenile offense of 001 - CRIMINAL TRESPASS 17-A 402(1) (B) Class E.

That the juvenile is committed to an approved juvenile detention facility for a period of 30 day(s) .

All of the foregoing commitment is suspended.

That the juvenile be placed on a period of probation for a term of 1 year(s) upon conditions attached hereto and incorporated by reference herein. Said Probation to commence after completion of the unsuspended term of imprisonment.

Community Service Work:

That the juvenile participate in a supervised work or service program for 40 hour(s) to be

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completed by 08/04/2018.

Special Conditions of Probation:

1. Refrain from all criminal conduct and violation of federal, state and local laws.
2. Report to the juvenile community corrections officer (JCCO) immediately and report thereafter as the officer may direct.
3. Answer all reasonable inquiries by the juvenile community corrections officer and permit the juvenile community corrections officer to visit you at reasonable times at your home or elsewhere.
4. Secure approval of the juvenile community corrections officer before changing address, employment, or education program.
5. Remain within the jurisdiction of this State unless written permission is given by the juvenile community corrections officer for you to leave the state temporarily.
6. Devote yourself to an approved employment/education program and maintain regular and orderly school attendance.
7. Refrain from possession or use of intoxicating liquor, any unlawful drugs or tobacco products.
8. Identify yourself as a probationer to any law enforcement officer when arrested, detained or questioned and notify your juvenile community corrections officer of the contact within 24 hours.
9. Waive extradition to the State of Maine from any State of the United States, the District of Columbia, or any other place, to answer any charge of violating the terms of probation.
10. Not own, possess or use any firearms or dangerous weapons if you have been adjudicated of the juvenile crime of murder, or a Class A, B, or C juvenile crime, or any other matter involving the use of a firearm.
11. Provide a DNA sample if directed and your offense is set forth in 25 MRSA Section 1574 (6).

Submit to random search and testing for tobacco, alcohol, drugs upon reasonable suspicion of use or possession.

Undergo substance abuse counseling / treatment, program as directed by the probation officer; consent to the release of any counseling/treatment information to your probation officer, the district attorney and the court. You shall contribute to the cost of any counseling treatment based on your financial ability as determined by the probation officer.

Abide by curfew.

Other: WRITE LETTER OF APOLOGY TO THE VICTIM AT THE DIRECTION AND TO THE SATISFACTION OF THE JCCO AND DELIVER IT WITHIN 30 DAYS WHEN APPROVED

Perform public service work as more fully specified above.

06/04/2018

Charge(s): 1

RULING - ORIGINAL ISSUED ON 06/04/2018

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DAVID J SOUCY , JUDGE
06/05/2018 HEARING - DISPOSITIONAL HEARING HELD ON 06/04/2018
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL
DISPOSITIONAL RECOMMENDATION FILED BY JCCO
06/05/2018 NOTE - OTHER CASE NOTE ENTERED ON 06/05/2018

BACK TO POST SENTENCE
06/26/2018 FILING DOCUMENT - MOTION FOR PROB REVOCATION FILED ON 06/25/2018

06/26/2018 Charge(s): 1
HEARING - PV INITIAL APPEARANCE SCHEDULED FOR 07/16/2018 at 01:00 p.m.

06/26/2018 Charge(s): 1
HEARING - PV INITIAL APPEARANCE SCHEDULE OTHER COURT ON 07/16/2018 at 01:00 p.m.

06/26/2018 SUMMONS/SERVICE - PROBATION REVOCATION SUMMONS FILED ON 06/25/2018

07/17/2018 Charge(s): 1
HEARING - PV INITIAL APPEARANCE HELD ON 07/16/2018
STEPHEN NELSON , JUDGE
DA: JAMES MITCHELL
Defendant Present in Court
07/17/2018 HEARING - PROBATION REVOCATION SCHEDULED FOR 08/08/2018 at 01:00 p.m.
07/17/2018 HEARING - PROBATION REVOCATION SCHEDULE OTHER COURT ON 08/08/2018 at 01:00 p.m.

07/17/2018 Charge(s): 1
PLEA - DENY ENTERED BY JUVENILE ON 07/16/2018

07/17/2018 MOTION - MOTION FOR APPOINTMENT OF CNSL FILED BY JUVENILE ON 07/16/2018

07/17/2018 MOTION - MOTION FOR APPOINTMENT OF CNSL GRANTED ON 07/16/2018
STEPHEN NELSON , JUDGE
Attorney: JOHN TEBBETTS
07/23/2018 Party(s): **P.S.**
ATTORNEY - APPOINTED ORDERED ON 07/16/2018

Attorney: JOHN TEBBETTS
07/23/2018 HEARING - PROBATION REVOCATION NOTICE SENT ELECTRONICALLY ON 07/23/2018

DA OFFICE, J TEBBETTS, ESQ., MCILS AND JCCO
08/09/2018 HEARING - PROBATION REVOCATION HELD ON 08/08/2018
STEPHEN NELSON , JUDGE
DA: JAMES MITCHELL
Defendant Present in Court
08/09/2018 Charge(s): 1
PLEA - ADMIT ENTERED BY JUVENILE ON 08/08/2018
STEPHEN NELSON , JUDGE

DA: JAMES MITCHELL

Defendant Present in Court

08/09/2018 Charge(s): 1

FINDING - PROBATION VIOLATED ENTERED BY COURT ON 08/08/2018

STEPHEN NELSON , JUDGE

08/09/2018 Charge(s): 1

RULING - PROBATION REVOCATION ORDERED ON 08/08/2018

STEPHEN NELSON , JUDGE

DA: JAMES MITCHELL

Community Service Work:

That the juvenile participate in a supervised work or service program for 40 hour(s) to be completed by 09/08/2018.

Special Conditions of Probation:

1. Refrain from all criminal conduct and violation of federal, state and local laws.
6. Devote yourself to an approved employment/education program and maintain regular and orderly school attendance.
7. Refrain from possession or use of intoxicating liquor, any unlawful drugs or tobacco products.
9. Waive extradition to the State of Maine from any State of the United States, the District of Columbia, or any other place, to answer any charge of violating the terms of probation.
11. Provide a DNA sample if directed and your offense is set forth in 25 MRSA Section 1574 (6).

Perform public service work as more fully specified above.

08/09/2018 Charge(s): 1

RULING - PROBATION REVOCATION ISSUED ON 08/08/2018

STEPHEN NELSON , JUDGE

11/15/2018 FILING DOCUMENT - MOTION FOR PROB REVOCATION FILED ON 11/15/2018

2ND MOTION.

11/15/2018 Charge(s): 1

HEARING - PV INITIAL APPEARANCE SCHEDULED FOR 12/03/2018 at 01:00 p.m.

11/15/2018 Charge(s): 1

HEARING - PV INITIAL APPEARANCE SCHEDULE OTHER COURT ON 12/03/2018 at 01:00 p.m.

11/15/2018 SUMMONS/SERVICE - PROBATION REVOCATION SUMMONS FILED ON 11/15/2018

SIGNED BY JUVENILE.

11/15/2018 Charge(s): 1

HEARING - PV INITIAL APPEARANCE NOTICE SENT ELECTRONICALLY ON 11/15/2018

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DA OFFICE, JCCO

12/04/2018 Charge(s): 1
HEARING - PV INITIAL APPEARANCE HELD ON 12/03/2018
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL

12/04/2018 Charge(s): 1
PLEA - DENY ENTERED BY JUVENILE ON 12/03/2018

12/04/2018 Charge(s): 1
HEARING - PROBATION REVOCATION SCHEDULED FOR 01/07/2019 at 01:00 p.m.

12/04/2018 Charge(s): 1
HEARING - PROBATION REVOCATION NOTICE SENT ELECTRONICALLY ON 12/04/2018

MITCHELL ADA

12/04/2018 Charge(s): 1
HEARING - PROBATION REVOCATION NOTICE SENT ON 12/04/2018

12/11/2018 MOTION - MOTION FOR APPOINTMENT OF CNSL FILED BY JUVENILE ON 12/11/2018

12/11/2018 MOTION - MOTION FOR APPOINTMENT OF CNSL GRANTED ON 12/11/2018
DAVID J SOUCY , JUDGE

12/12/2018 FILING DOCUMENT - MOTION FOR PROB REVOCATION FILED ON 12/11/2018

3RD MOTION DATED 12/11/18

12/12/2018 Charge(s): 1
SUPPLEMENTAL FILING - PETITION TO REVIEW DETENTION FILED ON 12/11/2018

12/12/2018 Charge(s): 1
HEARING - DETENTION HEARING SCHEDULE OTHER COURT ON 12/13/2018 at 11:00 a.m.

12/12/2018 Charge(s): 1
HEARING - DETENTION HEARING NOTICE SENT ELECTRONICALLY ON 12/12/2018

MITCHELL ADA; J. TEBBETTS; JCCO

12/12/2018 TRANSFER - TEMPORARY TRANSFER TRANSFERRED ON 12/12/2018

12/14/2018 Charge(s): 1
HEARING - DETENTION HEARING HELD ON 12/13/2018
DAVID J SOUCY , JUDGE

12/14/2018 ORDER - CONDITIONS OF RELEASE ORDERED ON 12/03/2018
DAVID J SOUCY , JUDGE

12/14/2018 ORDER - CONDITIONS OF RELEASE ISSUED ON 12/13/2018
DAVID J SOUCY , JUDGE

12/14/2018 Charge(s): 1
PLEA - DENY ENTERED BY JUVENILE ON 12/13/2018

MOTION DATED 12/11/18

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12/14/2018 TRANSFER - TEMPORARY TRANSFER RECVD BY ORIG COURT ON 12/14/2018

01/14/2019 Charge(s): 1
HEARING - PROBATION REVOCATION CONTINUED ON 01/07/2019
DAVID J SOUCY , JUDGE

01/14/2019 HEARING - PROBATION REVOCATION SCHEDULED FOR 02/06/2019 at 01:00 p.m.

01/14/2019 HEARING - PROBATION REVOCATION SCHEDULE OTHER COURT ON 02/06/2019 at 01:00 p.m.

01/14/2019 HEARING - PROBATION REVOCATION NOTICE SENT ELECTRONICALLY ON 01/14/2019

MITCHELL ADA; TEBBETTS, ESQ; JCCO

02/05/2019 MOTION - MOTION TO CONTINUE FILED BY JUVENILE ON 02/04/2019

02/05/2019 MOTION - MOTION TO CONTINUE GRANTED ON 02/04/2019
DAVID J SOUCY , JUDGE

02/05/2019 HEARING - PROBATION REVOCATION NOT HELD ON 02/04/2019
DAVID J SOUCY , JUDGE

02/05/2019 HEARING - PROBATION REVOCATION CONTINUED ON 02/04/2019
DAVID J SOUCY , JUDGE

02/05/2019 HEARING - PROBATION REVOCATION SCHEDULED FOR 03/04/2019 at 01:00 p.m.

02/05/2019 HEARING - PROBATION REVOCATION NOTICE SENT ELECTRONICALLY ON 02/05/2019

MITCHELL ADA; TEBBETTS; PPO

03/12/2019 HEARING - PROBATION REVOCATION HELD ON 03/04/2019
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL

03/12/2019 Charge(s): 1
PLEA - ADMIT ENTERED BY JUVENILE ON 03/04/2019

03/12/2019 Charge(s): 1
FINDING - PROBATION VIOLATED ENTERED BY COURT ON 03/04/2019
DAVID J SOUCY , JUDGE
MOTIONS DATED 11/15/18 AND 12/11/18

03/12/2019 Charge(s): 1
RULING - PROBATION REVOCATION ORDERED ON 03/04/2019
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL
That the juvenile be placed on a period of probation for a term of 1 year(s) upon conditions attached hereto and incorporated by reference herein. Said Probation to commence after completion of the unsuspended term of imprisonment.

It is adjudged that the juvenile has violated one or more of the conditions of probation attached to the judgment, and it is ORDERED that the order of probation contained in the judgment of this court in this case, is hereby revoked.

The court orders that the juvenile serve 30 Day(s) of the suspended portion of the sentence and the defendant's probation is terminated.

03/12/2019 Charge(s): 1

RULING - PROBATION REVOCATION ISSUED ON 03/04/2019

DAVID J SOUCY , JUDGE

03/21/2019 Charge(s): 1

APPEAL - NOTICE OF APPEAL FILED ON 03/21/2019

03/21/2019 MOTION - MOTION TO PREPARE TRANSCRIPT FILED BY JUVENILE ON 03/21/2019

03/22/2019 MOTION - MOTION TO PREPARE TRANSCRIPT GRANTED ON 03/22/2019

DAVID J SOUCY , JUDGE

03/25/2019 Charge(s): 1

APPEAL - NOTICE OF APPEAL SENT TO REPORTER/ER ON 03/25/2019

03/25/2019 Charge(s): 1

APPEAL - NOTICE OF APPEAL SENT TO LAW COURT ON 03/25/2019

03/25/2019 Charge(s): 1

OTHER FILING - OTHER DOCUMENT FILED ON 03/25/2019


TRANSCRIPT AND AUDIO FORM FILED - SENT TO ER, LAW COURT, MITCHELL ADA, TEBBETTS, ESQ.

03/25/2019 Charge(s): 1

APPEAL - RECORD ON APPEAL SENT TO LAW COURT ON 03/25/2019

A TRUE COPY

ATTEST:


Clerk

STATE OF MAINE
vs
P.S.

DISTRICT COURT

Docket No Case 2

DOCKET RECORD

DOB: 2004

Attorney: JOHN TEBBETTS

State's Attorney: JAMES MITCHELL

P APPOINTED 01/07/2019

Filing Document: PETITION

Major Case Type: MISDEMEANOR (CLASS D,E)

Filing Date: 12/17/2018

Charge(s)

1 CRIMINAL MISCHIEF 11/10/2018
Seq 4959 17-A 806(1)(A) Class D

Docket Events:

12/18/2018 FILING DOCUMENT - PETITION FILED ON 12/17/2018

12/18/2018 Charge(s): 1
HEARING - INITIAL APPEARANCE SCHEDULED FOR 01/07/2019 at 01:00 p.m.

NOTICE TO PARTIES/COUNSEL

01/14/2019 Charge(s): 1
HEARING - INITIAL APPEARANCE HELD ON 01/07/2019
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL

01/14/2019 Charge(s): 1
PLEA - DENY ENTERED BY JUVENILE ON 01/07/2019

01/14/2019 Party(s): P.S.
ATTORNEY - APPOINTED ORDERED ON 01/07/2019

Attorney: JOHN TEBBETTS

01/14/2019 MOTION - MOTION FOR APPOINTMENT OF CNSL GRANTED ON 01/07/2019
DAVID J SOUCY , JUDGE

EMAILED TO MITCHELL ADA; TEBBETTS ESQ, JCCO, MCILS TO D BY MAIL

01/14/2019 HEARING - ADJUDICATION HEARING SCHEDULED FOR 02/06/2019 at 01:00 p.m.

01/14/2019 HEARING - ADJUDICATION HEARING SCHEDULE OTHER COURT ON 02/06/2019 at 01:00 p.m.

01/14/2019 HEARING - ADJUDICATION HEARING NOTICE SENT ELECTRONICALLY ON 01/14/2019

MITCHELL AAG; TEBBETTS ESQ; JCCO

02/05/2019 MOTION - MOTION TO CONTINUE FILED BY JUVENILE ON 02/04/2016

02/05/2019 MOTION - MOTION TO CONTINUE GRANTED ON 02/04/2019
DAVID J SOUCY , JUDGE

EMAILED TO MITCHELL ADA; TEBBETTS ESQ; JCCO

02/05/2019 HEARING - ADJUDICATION HEARING NOT HELD ON 02/04/2019

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Printed on:

03/25/2019

DAVID J SOUCY , JUDGE
02/05/2019 HEARING - ADJUDICATION HEARING CONTINUED ON 02/04/2019
02/05/2019 HEARING - ADJUDICATION HEARING SCHEDULED FOR 03/04/2019 at 01:00 p.m.
02/05/2019 HEARING - ADJUDICATION HEARING NOTICE SENT ELECTRONICALLY ON 02/05/2019
MITCHELL ADA; TEBBETTS ESQ; JCCO
03/12/2019 HEARING - ADJUDICATION HEARING HELD ON 03/04/2019
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL
03/12/2019 Charge(s): 1
PLEA - ADMIT ENTERED BY JUVENILE ON 03/04/2019
03/12/2019 HEARING - DISPOSITIONAL HEARING HELD ON 03/04/2019
DAVID J SOUCY , JUDGE
DISPOSITIONAL RECOMMENDATION FILED BY JCCO
03/12/2019 Charge(s): 1
FINDING - OFFENSE COMMITTED ENTERED BY COURT ON 03/04/2019
DAVID J SOUCY , JUDGE
03/12/2019 Charge(s): 1
RULING - ORIGINAL ORDERED ON 03/04/2019
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL
COMMITMENT AS RECOMMENDED. FOR FINDINGS SEE [Case 3](#) .
It has been adjudged that the juvenile committed the juvenile offense of 001 - CRIMINAL
MISCHIEF 17-A 806(1)(A) Class D.

That the juvenile is committed to an approved juvenile detention facility for an
indeterminate period to age 18.

This determination will be reviewed on 03/02/2020.

03/12/2019 Charge(s): 1
RULING - ORIGINAL ISSUED ON 03/04/2019
DAVID J SOUCY , JUDGE
03/12/2019 HEARING - OTHER HEARING SCHEDULED FOR 03/02/2020 at 01:00 p.m.

REVIEW OF DETERMINATION

03/12/2019 HEARING - OTHER HEARING NOTICE SENT ELECTRONICALLY ON 03/12/2019

MITCHELL ADA; JCCO
03/21/2019 Charge(s): 1
APPEAL - NOTICE OF APPEAL FILED ON 03/21/2019

03/21/2019 MOTION - MOTION TO PREPARE TRANSCRIPT FILED BY JUVENILE ON 03/21/2019

03/22/2019 MOTION - MOTION TO PREPARE TRANSCRIPT GRANTED ON 03/22/2019
DAVID J SOUCY , JUDGE

03/25/2019 Charge(s): 1
OTHER FILING - OTHER DOCUMENT FILED ON 03/25/2019

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Printed on:

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TRANSCRIPT AND AUDIO FORM FILED - SENT TO ER, LAW COURT, MITCHELL ADA, TEBBETTS ESQ
03/25/2019 Charge(s): 1
APPEAL - RECORD ON APPEAL SENT TO LAW COURT ON 03/25/2019

A TRUE COPY

ATTEST: _____
Clerk

STATE OF MAINE

DISTRICT COURT

vs

P.S.

Docket No

Case 3

DOCKET RECORD

DOB: 2004

Attorney: JOHN TEBBETTS

State's Attorney: JAMES MITCHELL

P APPOINTED 01/07/2019

Filing Document: PETITION

Major Case Type: MISDEMEANOR (CLASS D,E)

Filing Date: 12/28/2018

Charge(s)

1 DOMESTIC VIOLENCE ASSAULT 12/11/2018
Seq 11286 17-A 207-A(1) (A) Class D

2 ASSAULT 12/11/2018
Seq 8382 17-A 207(1) (A) Class D

3 CRIMINAL MISCHIEF 12/11/2018
Seq 4959 17-A 806(1) (A) Class D

Docket Events:

12/28/2018 FILING DOCUMENT - PETITION FILED ON 12/28/2018

12/28/2018 Charge(s): 1,2,3
HEARING - INITIAL APPEARANCE SCHEDULED FOR 01/07/2019 at 01:00 p.m.

NOTICE TO PARTIES/COUNSEL
01/14/2019 Charge(s): 1,2,3
HEARING - INITIAL APPEARANCE HELD ON 01/07/2019
DAVID J SOUCY, JUDGE
DA: JAMES MITCHELL

01/14/2019 MOTION - MOTION FOR APPOINTMENT OF CNSL GRANTED ON 01/07/2019
DAVID J SOUCY, JUDGE
EMAILED TO MITCHELL ADA; TEBBETTS ESQ; JCCO; MCILS MAIL TO
DEFENDANT

01/14/2019 Party(s): P.S.
ATTORNEY - APPOINTED ORDERED ON 01/07/2019

Attorney: JOHN TEBBETTS
01/14/2019 Charge(s): 1,2,3
PLEA - DENY ENTERED BY JUVENILE ON 01/07/2019

01/14/2019 HEARING - ADJUDICATION HEARING SCHEDULE OTHER COURT ON 02/06/2019 at 01:00 p.m.

01/14/2019 HEARING - ADJUDICATION HEARING NOTICE SENT ELECTRONICALLY ON 01/14/2019

MITCHELL ADA; TEBBETTS ESQ; JCCO
02/05/2019 MOTION - MOTION TO CONTINUE FILED BY JUVENILE ON 02/04/2019

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Printed on:

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02/05/2019 MOTION - MOTION TO CONTINUE GRANTED ON 02/04/2019
DAVID J SOUCY , JUDGE
MITCHELL ADA; TEBBETTS ESQ; JCCO
02/05/2019 HEARING - ADJUDICATION HEARING CONTINUED ON 02/04/2019
DAVID J SOUCY , JUDGE
02/05/2019 HEARING - ADJUDICATION HEARING NOT HELD ON 02/04/2019
DAVID J SOUCY , JUDGE
02/05/2019 HEARING - ADJUDICATION HEARING SCHEDULED FOR 03/04/2019 at 01:00 p.m.

02/05/2019 HEARING - ADJUDICATION HEARING NOTICE SENT ELECTRONICALLY ON 02/05/2019
MITCHELL ADA; TEBBETTS ESQ; JCCO
03/12/2019 Charge(s): 1,2,3
PLEA - ADMIT ENTERED BY JUVENILE ON 03/04/2019

03/12/2019 HEARING - DISPOSITIONAL HEARING HELD ON 03/04/2019
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL
DISPOSITIONAL RECOMMENDATION FILED BY JCCO
03/12/2019 Charge(s): 1,2,3
FINDING - OFFENSE COMMITTED ENTERED BY COURT ON 03/04/2019
DAVID J SOUCY , JUDGE

03/12/2019 Charge(s): 1
RULING - ORIGINAL ORDERED ON 03/04/2019
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL
COMMITMENT AS RECOMMENDED - SEE FINDINGS WRITTEN ON PETITION.
It has been adjudged that the juvenile committed the juvenile offense of 001 - DOMESTIC
VIOLENCE ASSAULT 17-A 207-A(1) (A) Class D.

That the juvenile is committed to an approved juvenile detention facility for an
indeterminate period to age 18.

This determination will be reviewed on 03/02/2020.

This sentence to be s
03/12/2019 Charge(s): 1
RULING - ORIGINAL ISSUED ON 03/04/2019
DAVID J SOUCY , JUDGE
03/12/2019 Charge(s): 2
RULING - ORIGINAL ORDERED ON 03/04/2019
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL
COMMITMENT AS RECOMMENDED - SEE FINDINGS WRITTEN ON PETITION.
It has been adjudged that the juvenile committed the juvenile offense of 002 - ASSAULT
17-A 207(1) (A) Class D.

That the juvenile is committed to an approved juvenile detention facility for an
indeterminate period to age 18.

This determination will be reviewed on 03/02/2020.

This sentence to be s

03/12/2019 Charge(s): 2
RULING - ORIGINAL ISSUED ON 03/04/2019
DAVID J SOUCY , JUDGE

03/12/2019 Charge(s): 3
RULING - ORIGINAL ORDERED ON 03/04/2019
DAVID J SOUCY , JUDGE
DA: JAMES MITCHELL

COMMITMENT AS RECOMMENDED - SEE FINDINGS WRITTEN ON PETITION.

It has been adjudged that the juvenile committed the juvenile offense of 003 - CRIMINAL MISCHIEF 17-A 806(1)(A) Class D.

That the juvenile is committed to an approved juvenile detention facility for an indeterminate period to age 18.

This determination will be reviewed on 03/02/2020.

This sentence to be s

03/12/2019 Charge(s): 3
RULING - ORIGINAL ISSUED ON 03/04/2019
DAVID J SOUCY , JUDGE

03/12/2019 HEARING - OTHER HEARING SCHEDULED FOR 03/02/2020 at 01:00 p.m.

REVIEW OF DETERMINATION

03/12/2019 HEARING - OTHER HEARING NOTICE SENT ELECTRONICALLY ON 03/12/2019

MITCHELL ADA; JCCO

03/21/2019 ORDER - COURT ORDER ENTERED ON 03/04/2019
DAVID J SOUCY , JUDGE

WRITTEN ON PETITION: "THE COURT FINDS THAT THERE IS UNDUE RISK THAT THE JV WILL COMMIT FURTHER CRIMES BUT FOR THIS DISPOSITION; THAT THE JV IS IN NEED OF CORRECTIONAL TREATMENT THAT CAN ONLY BE OBTAINED BY HIS COMMITMENT TO AN INSTITUTION; THAT REASONABLE EFFORTS HAVE BEEN MADE, AS SHOWN OVER THE HISTORY OF THIS AND COMPANION CASES, TO PREVENT THE REMOVAL OF THE JV FROM HIS HOME; AND THAT CONTINUATION IN HIS HOME WOULD BE CONTRARY TO HIS WELFARE

03/21/2019 NOTE - OTHER CASE NOTE ENTERED ON 03/04/2019
DAVID J SOUCY , JUDGE
ORDER CONTINUED -

P.S. HAS REPEATEDLY IGNORED EFFORTS BY HIS JCCO AND SOCIAL SERVICES PROVIDERS TO ADDRESS HIS REPEATED OFFENSES. ALTHOUGH THE TYPES OF OFFENSES OF WHICH HE HAS BEEN ADJUDICATED ARE NOT MAJOR OFFENSES, THEY ARE SERIOUS AND ESCALATING. THERE ARE NO SUITABLE ALTERNATIVE RESOURCES AVAILABLE IN THE COMMUNITY TO ADDRESS **P.S.**'S NEEDS.

03/21/2019 Charge(s): 1,2,3
APPEAL - NOTICE OF APPEAL FILED ON 03/21/2019

03/21/2019 MOTION - MOTION TO PREPARE TRANSCRIPT FILED BY JUVENILE ON 03/21/2019

03/22/2019 MOTION - MOTION TO PREPARE TRANSCRIPT GRANTED ON 03/22/2019
DAVID J SOUCY , JUDGE

JV-200

Page 3 of 4

Printed on:

03/25/2019

03/25/2019 Charge(s): 1,2,3
OTHER FILING - OTHER DOCUMENT FILED ON 03/25/2019

TRANSCRIPT AND AUDIO FORM FILED - SENT TO ER, LAW COURT, MITCHELL ADA, TEBBETTS, ESQ.

03/25/2019 Charge(s): 1,2,3
APPEAL - RECORD ON APPEAL SENT TO LAW COURT ON 03/25/2019

A TRUE COPY

ATTEST:


Clerk

STATE OF MAINE

DISTRICT / JUVENILE COURT

Location _____

Docket No. Case 1

STATE OF MAINE

v.

P.S.Juvenile / DOB**ORDER ON MOTION FOR
PROBATION REVOCATION**

15 M.R.S. § 3314(2)

Motions dated 11/15/18 & 12/11/18

On the 3/4/19 the juvenile appeared in person (and by counsel) to answer the charge that the juvenile had violated one or more of the conditions of probation attached to the judgment of the court in this case.

- ☐ A hearing having been held,
☒ The juvenile having admitted to violation of one or more of the conditions of probation,

It is adjudged that the juvenile has violated one or more of the conditions of probation attached to the judgment, and it is ORDERED that the order of probation contained in the judgment of this court in this case, is hereby; ☒ revoked ☐ partially revoked ☐ continued

☐ The court orders that the underlying commitment to the juvenile correctional facility is imposed and that the probationary period is terminated. Reasonable efforts have been made to prevent or eliminate the need for removal of the juvenile from the juvenile's home and continuation in the juvenile's home would be contrary to the welfare of the juvenile. This determination will be reviewed on _____ (no longer than 12 months).

☒ The court orders that the underlying commitment to an approved correctional facility is imposed for (30 days) (all of the unserved portion) and that:

- ☐ the probationary period continue in effect as provided by law.
☒ the probationary period is terminated.

☐ The court orders that the underlying commitment to the juvenile correctional facility is modified to a commitment to an approved juvenile correctional facility for a period of _____ days to be served as follows:

- ☐ and that the probationary period is terminated.
☐ and that the probationary period continue in effect as provided by law.
☐ Other: _____

☐ The court orders _____

☐ Execution stayed to on or before _____ at _____ (a.m.) (p.m.).
 This order shall be attached to and made a part of the judgment.

Date: 3-4-19

 Judge
I UNDERSTAND AND ACKNOWLEDGE RECEIPT OF A COPY OF THIS ORDER.

Date: _____

Juvenile

A true copy. Attest: _____ Clerk

State Of Maine JUVENILE COURT DISTRICT COURT JUDGMENT & COMMITMENT (JUVENILE)

Docket No. Case 2 County/Location _____ Date : 3-4-19 DOB _____

State of Maine

v.

P.S.

Residence: _____

It has been adjudged that the juvenile committed the following juvenile offenses on the following dates:

Offense(s) committed:

☒ **CRIMINAL MISCHIEF**

Charge: 1

Adjudicated on:

Class: D DOV: 11/10/2018 Seq #: 4959 Title: 17-A / 806 / 1 / A

☒ plea

☐ court finding

After further hearing this court orders the following disposition:

☐ That the juvenile be allowed to remain in the legal custody of _____ (parent(s)) (guardian) upon conditions attached and incorporated by reference.

☐ That the juvenile participate in the following supervised (work) (service) program: _____

☐ That the juvenile perform _____ hours of court-approved community service work within _____ (weeks)(months) for the benefit of _____.

☒ That the juvenile be committed to (the custody of the Department of Health & Human Services) (the custody of _____). Reasonable efforts have been made to prevent or eliminate the need for removal of the juvenile from the juvenile's home or no reasonable efforts are necessary because of the existence of an aggravating factor and continuation in the juvenile's home would be contrary to the welfare of the juvenile. Reasonable efforts findings, dated _____, are attached and incorporated in this order.

☐ The Juvenile Custody order is attached and incorporated in this order.
(Ten days' notice has been served on the Department of Human Services and the juvenile's parents and/or custodians).
(Appropriate written waivers of the notice requirement have been executed voluntarily and knowingly in court before a judge).
This determination will be reviewed on _____ (no longer than 12 months).

☒ That the juvenile be committed to a juvenile correctional facility for an indeterminate period to (age 18) (age _____). Reasonable efforts have been made to prevent or eliminate the need for removal of the juvenile from the juvenile's home or no reasonable efforts are necessary because of the existence of an aggravating factor and continuation in the juvenile's home would be contrary to the welfare of the juvenile. Reasonable efforts findings, dated 3/2/2020, are attached and incorporated in this order. This determination will be reviewed on 3/2/2020 (no longer than 12 months).

☐ All of the foregoing commitment is suspended (except that the juvenile is committed to a juvenile detention facility for a period of _____ days to be served as follows: _____).

☐ That the Juvenile is committed to a juvenile detention facility for a period of _____ days to be served as follows: _____.

☐ All but _____ days of the foregoing commitment is suspended (to be served as follows: _____).

☐ That the juvenile be placed on a period of probation for a term of (_____ years) (_____ months) upon conditions attached and incorporated by reference.

☐ That the juvenile make restitution as follows: _____.

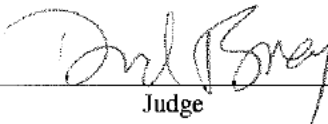
- ☐ That the juvenile forfeit and pay the sum of \$ _____ as a fine to the clerk of the court, plus applicable surcharges and assessments.
- ☐ All but \$ _____ suspended. The total amount due, including surcharges and assessments is \$ _____. This amount is payable immediately or in accordance with the Order on Payment of Fines incorporated by reference herein.
- ☐ That the juvenile's license or permit to operate a motor vehicle, right to operate a motor vehicle, or right to apply for or obtain a license is suspended in accordance with the Notice of Suspension incorporated by reference.
- ☐ That the juvenile be unconditionally discharged.
- ☐ That the parent(s)/guardian (provide insurance for) (pay the sum of \$ _____ toward) the cost of the medical, mental health, and substance abuse treatment and/or counseling provided to the juvenile while committed or on probation.
- ☐ That the parent(s) pay the sum of (\$ _____ per week) (\$ _____ per month) toward the support of the juvenile while committed (in accordance with the separate support order which is incorporated).
- ☐ That the juvenile forfeit to the state the firearm used by the juvenile during the commission of the offense(s) shown above. (15 M.R.S. § 3314(6))
- ☐ That the juvenile is prohibited from owning, possessing, or having under the juvenile's control a firearm. 15 M.R.S. § 393 (1-A)-(1-B)
- ☐ Other: _____

If one of the offenses listed above is an applicable offense as set forth in 25 M.R.S. § 1574 (6), then the juvenile shall provide a DNA sample upon intake to confinement or at any time during that confinement, or if there is no term of confinement, as directed by the juvenile community corrections officer.

WARNING: IT IS A VIOLATION OF STATE LAW, AND MAY BE A VIOLATION OF FEDERAL LAW, FOR THE JUVENILE TO OWN, POSSESS OR HAVE UNDER THEIR CONTROL A FIREARM IF THAT PROHIBITION HAS BEEN ENTERED AS PART OF THIS JUDGMENT OR ANY OTHER COURT ORDER OR IS PROHIBITED BY STATUTE.

IF APPLICABLE, IT IS FURTHER ORDERED THAT THE JUVENILE IS REMANDED TO THE COUNTY SHERIFF WHO SHALL DELIVER THE JUVENILE TO THE JUVENILE CORRECTIONAL FACILITY OR A JUVENILE DETENTION FACILITY AND THAT THE CLERK DELIVER A CERTIFIED COPY OF THIS JUDGMENT AND COMMITMENT TO THE COUNTY SHERIFF AND THAT THE COPY SERVE AS THE COMMITMENT OF THE JUVENILE.

Date: 03/04/2019


Judge

A true copy, Attest: _____, Clerk

State Of Maine JUVENILE COURT DISTRICT COURT

JUDGMENT & COMMITMENT (JUVENILE)

Docket No.
Case 3

County/Location

Date : 3-4-19
DOB

State of Maine
v.
P.S.

Residence:

It has been adjudged that the juvenile committed the following juvenile offenses on the following dates:

Offense(s) committed:

☒ DOMESTIC VIOLENCE ASSAULT

Class: D DOV: 12/11/2018 Seq #: 11286 Title: 17-A / 207-A / 1 / A

☒ ASSAULT

Class: D DOV: 12/11/2018 Seq #: 8382 Title: 17-A / 207 / 1 / A

☒ CRIMINAL MISCHIEF

Class: D DOV: 12/11/2018 Seq #: 4959 Title: 17-A / 806 / 1 / A

Charge: 1

Adjudicated on:

☒ plea

Charge: 2

☐ court finding

Charge: 3

After further hearing this court orders the following disposition:

☐ That the juvenile be allowed to remain in the legal custody of _____ (parent(s)) (guardian) upon conditions attached and incorporated by reference.

☐ That the juvenile participate in the following supervised (work) (service) program: _____

☐ That the juvenile perform _____ hours of court-approved community service work within _____ (weeks)(months) for the benefit of _____.

☐ That the juvenile be committed to (the custody of the Department of Health & Human Services) (the custody of _____). Reasonable efforts have been made to prevent or eliminate the need for removal of the juvenile from the juvenile's home or no reasonable efforts are necessary because of the existence of an aggravating factor and continuation in the juvenile's home would be contrary to the welfare of the juvenile. Reasonable efforts findings, dated _____, are attached and incorporated in this order.

☐ The Juvenile Custody order is attached and incorporated in this order.
(Ten days' notice has been served on the Department of Human Services and the juvenile's parents and/or custodians).
(Appropriate written waivers of the notice requirement have been executed voluntarily and knowingly in court before a judge).
This determination will be reviewed on _____ (no longer than 12 months).

☒ That the juvenile be committed to a juvenile correctional facility for an indeterminate period to (age 18) (age _____). Reasonable efforts have been made to prevent or eliminate the need for removal of the juvenile from the juvenile's home or no reasonable efforts are necessary because of the existence of an aggravating factor and continuation in the juvenile's home would be contrary to the welfare of the juvenile. Reasonable efforts findings, dated _____, are attached and incorporated in this order. This determination will be reviewed on 3/2/2020 (no longer than 12 months).

☐ All of the foregoing commitment is suspended (except that the juvenile is committed to a juvenile detention facility for a period of _____ days to be served as follows: _____).

☐ That the Juvenile is committed to a juvenile detention facility for a period of _____ days to be served as follows: _____.

☐ All but _____ days of the foregoing commitment is suspended (to be served as follows: _____).

☐ That the juvenile be placed on a period of probation for a term of (_____ years) (_____ months) upon conditions attached and incorporated by reference.

☐ That the juvenile make restitution as follows: _____.

- ☐ That the juvenile forfeit and pay the sum of \$ _____ as a fine to the clerk of the court, plus applicable surcharges and assessments.
- ☐ All but \$ _____ suspended. The total amount due, including surcharges and assessments is \$ _____. This amount is payable immediately or in accordance with the Order on Payment of Fines incorporated by reference herein.
- ☐ That the juvenile's license or permit to operate a motor vehicle, right to operate a motor vehicle, or right to apply for or obtain a license is suspended in accordance with the Notice of Suspension incorporated by reference.
- ☐ That the juvenile be unconditionally discharged.
- ☐ That the parent(s)/guardian (provide insurance for) (pay the sum of \$ _____ toward) the cost of the medical, mental health, and substance abuse treatment and/or counseling provided to the juvenile while committed or on probation.
- ☐ That the parent(s) pay the sum of (\$ _____ per week) (\$ _____ per month) toward the support of the juvenile while committed (in accordance with the separate support order which is incorporated).
- ☐ That the juvenile forfeit to the state the firearm used by the juvenile during the commission of the offense(s) shown above. (15 M.R.S. § 3314(6))
- ☐ That the juvenile is prohibited from owning, possessing, or having under the juvenile's control a firearm. 15 M.R.S. § 393 (1-A)-(1-B)
- ☐ Other: _____

If one of the offenses listed above is an applicable offense as set forth in 25 M.R.S. § 1574 (6), then the juvenile shall provide a DNA sample upon intake to confinement or at any time during that confinement, or if there is no term of confinement, as directed by the juvenile community corrections officer.

WARNING: IT IS A VIOLATION OF STATE LAW, AND MAY BE A VIOLATION OF FEDERAL LAW, FOR THE JUVENILE TO OWN, POSSESS OR HAVE UNDER THEIR CONTROL A FIREARM IF THAT PROHIBITION HAS BEEN ENTERED AS PART OF THIS JUDGMENT OR ANY OTHER COURT ORDER OR IS PROHIBITED BY STATUTE.

IF APPLICABLE, IT IS FURTHER ORDERED THAT THE JUVENILE IS REMANDED TO THE COUNTY SHERIFF WHO SHALL DELIVER THE JUVENILE TO THE JUVENILE CORRECTIONAL FACILITY OR A JUVENILE DETENTION FACILITY AND THAT THE CLERK DELIVER A CERTIFIED COPY OF THIS JUDGMENT AND COMMITMENT TO THE COUNTY SHERIFF AND THAT THE COPY SERVE AS THE COMMITMENT OF THE JUVENILE.

Date: 3/10/19

Don't Boy
Judge

A true copy, Attest: _____, Clerk

STATE OF MAINE
JUVENILE COURT

JUVENILE PETITION
15 M.R.S. § 3302

DISTRICT COURT

| | | | |
|---|-------------------------|--|-----|
| Docket No. Case 3 | Location | JW#: | DOB |
| State of Maine v. Juvenile's Name P.S. | | Residence | |
| Father | Mother | Legal Custodian | |
| Gender: Male | Race: | Ht: | Wt: |
| Petitioner | | Petitioner's Agency POLICE DEPARTMENT | |
| Date of Offense(s) December 11, 2018 | Location of Offense(s) | Arresting Officer | |
| Statute(s) Violated: DOMESTIC VIOLENCE ASSAULT 17-A M.R.S.A. §207-A(1)(A) ~ 11286 CLASS D Seq No: 11286 | | | |
| THE ABOVE NAMED PETITIONER, BEING DULY SWORN, DEPOSES AND SAYS (UPON INFORMATION AND BELIEF) THAT ON OR ABOUT THE DATE AND AT THE LOCATION STATED ABOVE THE JUVENILE: | | | |
| did intentionally, knowingly or recklessly cause bodily injury or offensive physical contact to victim This conduct was committed against a family or household member as defined by 19-A M.R.S.A. §4002(4). See attached list of additional counts (if any) | | | |
| Petitioner: | Date 12-21-18 | Sworn to Before: Clerk / Judge | |
| Petition Approved by: James G. Mitchell, Prosecuting Attorney | Date 12-21-18 | | |

INITIAL APPEARANCE

| | | | |
|--|---|--|--|
| Appearance Date January 07, 2019 Reading <input checked="" type="checkbox"/> Held <input type="checkbox"/> Waived | Advised of Rights <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Waived by Counsel Answer: Denied <input checked="" type="checkbox"/> 43 <input type="checkbox"/> Admitted <input type="checkbox"/> No Answer | Present: (Name) <input type="checkbox"/> Parent <input type="checkbox"/> Guardian <input type="checkbox"/> Legal Custodian <input type="checkbox"/> None | Attorney: J. Mitchell <input type="checkbox"/> (Retained) (Will retain by _____) <input type="checkbox"/> (Assigned) (Will apply by _____) <input type="checkbox"/> Attorney for the day only |
| Hearing set for 02/06/2019 at 10:00 | Conditions of Release <input type="checkbox"/> None <input checked="" type="checkbox"/> See Attached Order ason 012 | Judge DP | |

ADJUDICATION HEARING

| | | | | | |
|---------------------------------|---|---|---|---|---|
| Hearing Date 03/04/19 | Amend. Petition <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Ans. Retracted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | New Answer <input type="checkbox"/> Denied <input checked="" type="checkbox"/> Admitted 3 <input type="checkbox"/> No Answer | Trial Held <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Finding <input type="checkbox"/> Petition Dismissed <input checked="" type="checkbox"/> Offense Committed |
| Disposition Hearing Set For: | Conditions of Release <input type="checkbox"/> None <input type="checkbox"/> See Attached Order | Judge DP | | | |

DISPOSITION

Hearing Date **03/04/19**

☒ See Attached Judgment and Commitment

03/04/19
Committed as recommended
DP

Judge

The court finds that there is undue risk that the juvenile will commit further crimes but for this disposition; that the juvenile is in need of correctional treatment that can only be obtained by his commitment to an institution; that reasonable efforts have been made, as shown over the history of this and companion cases, to prevent the removal (See attached)

Findings: Continuation

of the juvenile from his home; and that continuation in his home would be contrary to his welfare.

P.S. has

repeatedly ignored efforts by his JCD and social services providers to address his repeated offenses. Although the types of offenses of which he has been adjudicated are not major offenses, they are serious and escalating. There are no suitable alternative resources available in the community to address P.S.'s needs.

J. Forney

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STATE OF MAINE

DISTRICT COURT

CRIMINAL ACTION

APPEAL NO. ARO-19-110

STATE OF MAINE,

Plaintiff

VS.

P.S.

,

Defendant

ADJUDICATION HEARING

MARCH 4, 2019

BEFORE:

THE HONORABLE DAVID J. SOUCY

APPEARANCES:

ON BEHALF OF THE STATE:

JAMES MITCHELL, ADA

ON BEHALF OF THE DEFENDANT:

JOHN W. TEBBETTS, ESQ.

ALSO PRESENT:

JCCO

TRANSCRIBED BY:

eScribers, LLC

7227 North 16th Street, Suite #207

Phoenix, AZ 85020

1 My client only has one childhood, and he is making a mess
2 of it so far. I don't think that this Court should compound
3 his errors by hoping that the Department of Corrections can
4 get him into the services he needs. I fully believe that they
5 will do everything they can to get him the help he needs if
6 he's given down for an 18-year-old sentence, but that's
7 something that this Court -- that I and the JCCO cannot
8 control.

9 And so we should exhaust every other alternative and hope
10 beyond hope that this is the last time we see P.S. . And
11 that by day 15 down there he realizes that this is serious and
12 that the next time, he will be -- it's going to be for much
13 longer.

14 THE COURT: All right. P.S., would you stand, please?

15 This is a very serious matter. The litany of offenses
16 here -- the number of offenses -- don't amount to the most
17 serious offenses that we see. What is serious in the context
18 of this case is the fact that they have happened in defiance
19 of every effort to try to work with you that you have failed
20 to meet.

21 Now, typically I think we could set you up with really
22 intensive services in the community, working with your mother,
23 and I think, in fact, we've tried to do some of that. You
24 haven't been willing to work with those folks. But ideally
25 we'd have other services available as well that are perhaps a

1 bit more assertive and are a bit more local. We don't have
2 those services, and I'm satisfied there is no alternative but
3 to commit you to Long Creek, and I don't think a shock
4 sentence is going to do it. It's going to be till age 18.
5 They'll work with you there.

6 You need to understand something, and this is going to be
7 hard for you wrap your head around, but this isn't intended to
8 be punishment. This is intended to be to get you in a program
9 where you can communicate with people in a language that you
10 clearly understand, okay? That will help you so that when
11 they release you, you can resume your place in the community
12 and continue to mature into an adult who will be an asset to
13 the community, who will be happy, and who will be productive.
14 And that's everybody's goal here.

15 But let me tell you this, **P.S.** The one thing that
16 really convinces me that I need to do this is because I've
17 seen many young people, mostly men like you, who've been in
18 this exact same position. And when I see them again in
19 criminal court and I send them away, it's not for a program to
20 help them. It's a program that will hurt them. And frankly,
21 the goal is retribution; it's punishment. And they don't have
22 access to the programs that you'll have access to. I don't
23 want you to be in that spot. I really desperately hope that
24 we can avoid that.

25 And so with that goal in mind the disposition in these

1 cases will be an indeterminate commitment to age 18.

2 All right. Good luck to you.

3 (Pause)

4 THE COURT: Bill, on this commitment order, there is a
5 requirement that the Court attach findings that address
6 reasonable efforts necessary to prevent or eliminate the need
7 for removal from his home, and we've discussed that at some
8 length. I'd like you to draft something briefly that I can
9 attach to the order, okay?

10 P.S., good luck.

11 THE DEFENDANT: Thank you.

12 (Hearing concluded at 2:52 p.m.)

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DEPARTMENT OF CORRECTIONS
DIVISION OF JUVENILE SERVICES

PROBATION SUMMONS

State of Maine

Vs.

P.S.

To: P.S.

You are hereby summonsed to appear before the District Court of the State of Maine at the Courthouse in County of Aroostook, on the 3, day of December, 2019, at 1:00 pm, for a hearing on the charge that you violated the conditions of your probation in the following manner:

1. Violation of condition #7 to refrain from possession or use of intoxicating liquor, any unlawful drugs or tobacco products, in that, urinalysis conducted on 10/10/2018 tested positive for the presence of THC.
2. Violation of condition #25 to abide by curfew as directed by the JCCO, in that, on 10/09/2018 you failed to abide by a 5:00 pm curfew, and on 10/15/2018 & 11/10/2018 you failed to comply with house arrest as directed by your JCCO
3. Violation of condition #1 to refrain from all criminal conduct and violation of federal, state and local laws, in that, on 11/10/2018 you damaged items in your home that did not belong to you.

Juvenile Community Corrections Officer

This summons was received by me at _____ on November 15, 2019.

Probationer

Having used due diligence, I cannot locate ____ for the purpose of arrest or service of the foregoing summons. I respectfully request the Court to issue a warrant for the arrest of ____.

Juvenile Community Corrections Officer

Warrant to Issue: _____ Date: _____
Judge



**DEPARTMENT OF CORRECTIONS
DIVISION OF JUVENILE SERVICES**

MOTION FOR PROBATION REVOCATION

Date: November 15, 2018

To the Honorable Judge of the District Court of Aroostook County.

Respectfully representing the Division of Juvenile Services, _____, Juvenile
Community Corrections Officer, states that one P.S., was adjudicated of criminal
trespass in this Court on 06/04/2018, Docket Number: Case 1, and was sentenced
as follows: a commitment of 30 days to a Department of Corrections juvenile facility, all
suspended, placed on probation for one year.

It is now reported by _____ representing Juvenile Services, that there is
probable cause to believe that the said P.S. has violated the terms of probation in
the following manner:

1. Violation of condition #7 to refrain from possession or use of intoxicating liquor, any unlawful drugs or tobacco products, in that, urinalysis conducted on 10/10/2018 tested positive for the presence of THC.
2. Violation of condition #25 to abide by curfew as directed by the JCCO, in that, on 10/09/2018 he failed to abide by a 5:00 pm curfew, and on 10/15/2018 & 11/10/2018 he failed to comply with house arrest as directed by his JCCO
3. Violation of condition #1 to refrain from all criminal conduct and violation of federal, state and local laws, in that, on 11/10/2018 you damaged items in his home that did not belong to him.

It is therefore requested that the probation of P.S. be revoked.

Juvenile Community Corrections Officer

Hearing Ordered: Judge/Justice Date: _____

Date of Hearing: _____

Motion Dismissed: Judge/Justice Date: _____

cc: District Attorney



DEPARTMENT OF CORRECTIONS
DIVISION OF JUVENILE SERVICES

PROBATION SUMMONS

State of Maine

Vs.

P.S.

To: P.S.

You are hereby summonsed to appear before the District Court of the State of Maine at the Courthouse in _____, County of Aroostook, on the ____, day of _____, 2019, at _____, for a hearing on the charge that you violated the conditions of your probation in the following manner:

1. _____

Juvenile Community Corrections Officer

This summons was received by me at _____ on _____, 2019.

Probationer

Having used due diligence, I cannot locate ____ for the purpose of arrest or service of the foregoing summons. I respectfully request the Court to issue a warrant for the arrest of ____.

Juvenile Community Corrections Officer

Warrant to Issue: _____ Date: _____
Judge



**DEPARTMENT OF CORRECTIONS
DIVISION OF JUVENILE SERVICES**

MOTION FOR PROBATION REVOCATION

Date: December 11, 2018

To the Honorable Judge of the District Court of Aroostook County.

Respectfully representing the Division of Juvenile Services, _____, Juvenile
Community Corrections Officer, states that one P.S., was adjudicated of criminal
trespass in this Court on 06/04/2018, Docket Number: Case 1, and was sentenced
as follows: a commitment of 30 days to a Department of Corrections juvenile facility, all
suspended, placed on probation for one year.

It is now reported by _____ representing Juvenile Services, that there is
probable cause to believe that the said P.S. has violated the terms of probation in
the following manner:

1. Violation of condition #1 to refrain from all criminal conduct and violation of federal, state
and local laws, in that, on 12/11/2018 he assaulted _____ -
2. Violation of condition #1 to refrain from all criminal conduct and violation of federal, state
and local laws, in that, on 12/11/2018 he damaged school property _____ -
3. Violation of condition #1 to refrain from all criminal conduct and violation of federal, state
and local laws, in that, on 12/11/2018 he assaulted _____ -

It is therefore requested that the probation of P.S. be revoked.

Juvenile Community Corrections Officer

Hearing Ordered: Judge/Justice _____ Date: _____

Date of Hearing: _____

Motion Dismissed: Judge/Justice _____ Date: _____

cc: District Attorney

STATE OF MAINE
JUVENILE COURT

JUVENILE PETITION
15 M.R.S. § 3302

DISTRICT COURT

| | | | |
|--|--|-----------------------------------|-----|
| Docket No. Case 2 | Location | JW#: | DOB |
| State of Maine v. Juvenile's Name P.S. | | Residence | |
| Father | Mother | Legal Custodian | |
| Gender: Male | Race: | Ht: | Wt: |
| Eyes: | Hair: | | |
| Petitioner | Petitioner's Agency SHERIFF'S DEPT | | |
| Date of Offense(s) November 10, 2018 | Location of Offense(s) | Arresting Officer | |
| Statute(s) Violated: CRIMINAL MISCHIEF 17-A M.R.S.A. §806(1)(A) ~ 4959X1 CLASS D | | | |
| THE ABOVE NAMED PETITIONER, BEING DULY SWORN, DEPOSES AND SAYS (UPON INFORMATION AND BELIEF) THAT ON OR ABOUT THE DATE AND AT THE LOCATION STATED ABOVE THE JUVENILE: | | | |
| having no reasonable ground to believe he had a right to do so, did intentionally, knowingly, or recklessly damage or destroy artwork, property of See attached list of additional permits (if any) | | | |
| Petitioner signature | Date 12-14-18 | Sworn to Before: Clerk / Judge | |
| Petition Approved By: James G. Mitchell, Prosecuting Attorney | Date | | |

INITIAL APPEARANCE

| | | | |
|---|--|--|---|
| Appearance Date January 07, 2019 Reading <input type="checkbox"/> Held <input type="checkbox"/> Waived | Advised of Rights <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Waived by Counsel Answer: Denied <input type="checkbox"/> <input type="checkbox"/> Admitted <input type="checkbox"/> No Answer | Present: (Name) <input type="checkbox"/> Parent <input type="checkbox"/> Guardian <input type="checkbox"/> Legal Custodian <input type="checkbox"/> None | Attorney : <input type="checkbox"/> (Retained) (Will retain by _____) <input type="checkbox"/> (Assigned) (Will apply by _____) <input type="checkbox"/> Attorney for the day only |
| Hearing set for | Conditions of Release <input type="checkbox"/> None <input type="checkbox"/> See Attached Order | Judge | |

ADJUDICATION HEARING

| | | | | | |
|------------------------------|---|--|---|--|--|
| Hearing Date | Amend. Petition <input type="checkbox"/> Yes <input type="checkbox"/> No | Ans. Retracted <input type="checkbox"/> Yes <input type="checkbox"/> No | New Answer <input type="checkbox"/> Denied <input type="checkbox"/> Admitted <input type="checkbox"/> No Answer | Trial Held <input type="checkbox"/> Yes <input type="checkbox"/> No | Finding <input type="checkbox"/> Petition Dismissed <input type="checkbox"/> Offense Committed |
| Disposition Hearing Set For: | Conditions of Release <input type="checkbox"/> None <input type="checkbox"/> See Attached Order | Judge | | | |

DISPOSITION

Hearing Date _____

☐ See Attached Judgment and Commitment

Judge

STATE OF MAINE
JUVENILE COURT

JUVENILE PETITION
15 M.R.S. § 3302

DISTRICT COURT

| | | | |
|--|------------------------|--|-----|
| Docket No. Case 3 | Location | JW#: | DOB |
| State of Maine v. Juvenile's Name P.S. | | Residence | |
| Father | Mother | Legal Custodian | |
| Gender: Male | Race: | Ht: | Wt: |
| Eyes: | Hair: | | |
| Petitioner | | Petitioner's Agency POLICE DEPARTMENT | |
| Date of Offense(s) December 11, 2018 | Location of Offense(s) | Arresting Officer | |
| Statute(s) Violated: DOMESTIC VIOLENCE ASSAULT 17-A M.R.S.A. §207-A(1)(A) ~ 11286 CLASS D | | | |

THE ABOVE NAMED PETITIONER, BEING DULY SWORN, DEPOSES AND SAYS (UPON INFORMATION AND BELIEF) THAT ON OR ABOUT THE DATE AND AT THE LOCATION STATED ABOVE THE JUVENILE:

did intentionally, knowingly or recklessly cause bodily injury or offensive physical contact to
This conduct was committed against a family or household member as defined by 19-A M.R.S.A. §4002(4).
See attached list of additional counts (if any)

| | | |
|--|-------------------------|-----------------------------------|
| Petitioner s | Date 12-21-18 | Sworn to Before: Clerk / Judge |
| Petition Ap James G. Mitchell, Prosecuting Attorney | Date 12-21-18 | |

INITIAL APPEARANCE

| | | | |
|---|--|--|---|
| Appearance Date January 07, 2019 Reading <input type="checkbox"/> Held <input type="checkbox"/> Waived | Advised of Rights <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Waived by Counsel Answer: Denied <input type="checkbox"/> <input type="checkbox"/> Admitted <input type="checkbox"/> No Answer | Present: (Name) <input type="checkbox"/> Parent <input type="checkbox"/> Guardian <input type="checkbox"/> Legal Custodian <input type="checkbox"/> None | Attorney : _____ <input type="checkbox"/> (Retained) (Will retain by _____) <input type="checkbox"/> (Assigned) (Will apply by _____) <input type="checkbox"/> Attorney for the day only |
| Hearing set for | Conditions of Release <input type="checkbox"/> None <input type="checkbox"/> See Attached Order | Judge | |

ADJUDICATION HEARING

| | | | | | |
|---------------------------------|---|--|---|--|--|
| Hearing Date | Amend. Petition <input type="checkbox"/> Yes <input type="checkbox"/> No | Ans. Retracted <input type="checkbox"/> Yes <input type="checkbox"/> No | New Answer <input type="checkbox"/> Denied <input type="checkbox"/> Admitted <input type="checkbox"/> No Answer | Trial Held <input type="checkbox"/> Yes <input type="checkbox"/> No | Finding <input type="checkbox"/> Petition Dismissed <input type="checkbox"/> Offense Committed |
| Disposition Hearing Set For: | Conditions of Release <input type="checkbox"/> None <input type="checkbox"/> See Attached Order | | | Judge | |

DISPOSITION

Hearing Date _____

☐ See Attached Judgment and Commitment

Judge _____

STATE OF MAINE v.

P.S.

Page 2

COUNT 2:

17-A M.R.S.A. §207(1)(A) ~ 8382

Seq No: 8382

ASSAULT

CLASS D

On or about December 11, 2018, in Fort Kent, Aroostook County, Maine, P.S.
, did intentionally, knowingly or recklessly cause bodily injury or offensive physical
contact to

COUNT 3:

17-A M.R.S.A. §806(1)(A) ~ 4959X1

Seq No: 4959X1

CRIMINAL MISCHIEF

CLASS D

On or about December 11, 2018, in Fort Kent, Aroostook County, Maine, P.S.
, having no reasonable ground to believe he had a right to do so, did intentionally,
knowingly, or recklessly damage or destroy property of
School.